

**EXPRESS MAIL NO.: EV 272908728 US**  
**DATE DEPOSITED: OCTOBER 14, 2003**

**PATENT**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donald E. Weder ) Atty. Dkt. No. 8403.982  
Serial No.: 10/667,908 )  
Filed: September 22, 2003 )

For: DECORATIVE GRASS HAVING AN APPEARANCE SIMULATING THE  
APPEARANCE OF CLOTH

Mail Stop - IDS  
Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

### **SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

#### **List of Sections Forming Part of This Information Disclosure Statement**

The following sections are being submitted for this Information Disclosure Statement:

1. ☒ Preliminary Statements
2. ☒ FORM PTO/SB/08A AND 08B (formerly Form PTO-1449)
3. ☒ Statement as to Information Not Found in Patents or Publications
4. ☒ Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted
5. ☒ Copies of Listed Information Items Accompanying this Statement

6. ☒ Identification of Person(s) Making this Information Disclosure Statement

**Section 1. Preliminary Statements**

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

**Section 2. FORM PTO/SB/08A AND 08B (Modified)**

☒ A completed Form PTO/SB/08A and/or 08B is attached hereto.

☐ No Form PTO/SB/08A and/or 08B is attached.

**Section 3. Statement as to Information Not Found in Patents or Publications (Information Not Listed in Form PTO-1449)**

Applicant is aware that film printed with a lace pattern has been produced and sold more than one year prior to the effective filing date of the subject application. Applicant is also aware of a white unprinted fiber sleeve, such as formed of spun-bonded material, has been produced and sold more than one year prior to the effective filing date of the subject application.

**Section 4. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies are Submitted or Need Be Submitted**

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application U.S. Serial No. 10/238,448, filed on September 9, 2002.

**Section 5. Copies of Listed Information Items Accompanying this Statement.**

Legible copies of all items listed in FORM PTO/SB/08A AND 08B (Modified) accompany this information disclosure statement.

☒ Exception(s) to above:

☒ Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 4.

**Section 6. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT**

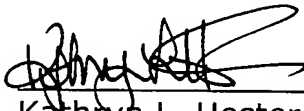
The person making this statement is the attorney who signs below on the basis of the information:

☐ supplied by the inventor(s)

☐ supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).

☒ in the attorney's file

Respectfully submitted,



Kathryn L. Hester, Ph.D.  
Reg. No. 46,768  
DUNLAP, CODDING & ROGERS, P.C.  
1601 N.W. Expressway, Suite 1000  
Oklahoma City, Oklahoma 73118  
Telephone - (405) 607-8600  
Facsimile - (405) 607-8686

Agent for Applicant

PTO/SB/08A (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**Complete if Known**

<b>Application Number</b>	10/667,908
<b>Filing Date</b>	09/22/2003
<b>First Named Inventor</b>	Donald E. Weder
<b>Group Art Unit</b>	Not Yet Assigned
<b>Examiner Name</b>	Not Yet Assigned
<b>Attorney Docket Number</b>	8403.982

*(use as many sheets as necessary)*

Sheet	1	of	1
-------	---	----	---

[illegible][illegible]

Date Considered

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Mail Stop IDS, Comm. for Patents  
PO Box 1450, Alexandria, VA 22313-1450



Express Mail No. EV 272908229 US

Deposited on: 10/14/2003

APPROVED

DUNLAP, CODDING &amp; ROGERS, P.C.

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

10/667,908

Filing Date

09/22/2003

First Named Inventor

Donald E. Weder

Group Art Unit

Not Yet Assigned

Examiner Name

Not Yet Assigned

Attorney Docket Number

8403.982

**ENCLOSURES**

(check all that apply)

☒ Fee Transmittal Form☐ Fee Attached☐ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☒ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/  
Incomplete Application☐ Response to Missing Parts  
under 37 CFR 1.52 or 1.53☐ Assignment Papers  
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, Revocation  
Change of Correspondence  
Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ After Allowance Communication  
to Group☐ Appeal Communication to Board  
of Appeals and Interferences☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please  
identify below):

See remarks below:

Remarks

1. Transmittal Form (1 page);
2. Fee Transmittal (1 page);
3. Supplemental Information Disclosure Statement (3 pages);
4. Information Disclosure Statement by Applicant (formerly Form 1449) (1 page);
5. Cited Material; and
6. Postcard.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name

DUNLAP, CODDING &amp; ROGERS, P.C., Customer Number 30589

Attn: Kathryn L. Hester, Ph.D., P. O. Box 16370, Oklahoma City, Oklahoma 73113

Signature

Date

10-14-03

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail or U.S. Express mail no. EV 272908229 US in an envelope addressed to the address below on this date:

10/14/2003

Typed or printed name

Kathryn L. Hester, Ph.D., Reg. No. 46,768

Signature

Date

10-14-03

SEND TO: Mail Stop - IDS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Express Mail No.: EV 272908229 US  
Date Deposited: 10/14/2003

APPROVED  
PRIORITY MAIL CHARGE

PTO/SB/17 (10-02)  
Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 0

## Complete if Known

Application Number	10/667.908
Filing Date	09/22/2003
First Named Inventor	Donald E. Weder
Examiner Name	Not Yet Assigned
Art Unit	Not Yet Assign
Attorney Docket No.	8403.982

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ None

☒ Deposit Account:

Deposit Account Number  
Deposit Account Name

04-1700

Dunlap, Codding & Rogers, P.C.  
Customer No. 30589

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ ) 0

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	** =	X	\$0
Multiple Dependent	** =	X	\$0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 0

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Kathryn L. Hester, Ph.D.	Registration No. (Attorney/Agent)	46,768	Telephone	(405) 607-8600
Signature		Date	10/14/2003		

SEND TO:

Mail Stop Patent Application  
Commissioner for Patents  
PO Box 1450, Alexandria, VA 22313-1450